

Judge Voorhees' March 2017 trial term begins on March 6, 2017. As such, most of the parties' requests in the pending motion, including to file dispositive motions and provide expert

reports in March, are inconsistent with that deadline. Regarding discovery, the “Pretrial Order And Case Management Plan” provides the following instruction:

Counsel are directed to initiate discovery requests and notice or subpoena depositions sufficiently in advance of the discovery completion deadline so as to comply with this Order. Discovery requests that seek responses or schedule depositions after the discovery completion deadline are not enforceable except by order of the court for good cause shown. **The parties may consent to extensions of the discovery completion deadline so long as any such extension expires not later than ten (10) days prior to scheduled trial time.**

(Document No. 10, p.2) (emphasis added)

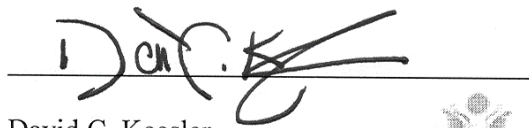
Finally, the undersigned recognizes that both parties suggest that they have fairly recently switched lead counsel; however, the parties do not explain why previous lead counsel failed to complete discovery, or file a timely mediation report or dispositive motion. (Document No. 16). Defendant’s counsel, Ms. Reschly, filed a notice of appearance in this matter after all those deadlines had passed. See (Document Nos. 10 and 13). Plaintiff’s counsel, Mr. Donaldson, is the *only* counsel of record to appear in this case, and apparently has been involved in this case since filing the underlying “Complaint” (Document No. 1-1) in the Superior Court of Iredell County, North Carolina, **on September 18, 2014**. (Document No. 1-1, p.11).

IT IS, THEREFORE, ORDERED that the “Consent Motion To Amend Pretrial Order And Case Management Plan” (Document No. 16) is **GRANTED, with modification**. The deadlines in the “Pretrial Order And Case Management Plan” (Document No. 10) are amended as follows:

Mediation Report	January 31, 2017;
Consensual Discovery Completion	February 24, 2017; and
Trial	March 6, 2017.

SO ORDERED.

Signed: December 14, 2016

A handwritten signature in black ink, appearing to read "D.C. Keesler", is written over a horizontal line.

David C. Keesler
United States Magistrate Judge

